

1 BILL NO. A-80-04-15

2 APPROPRIATION ORDINANCE NUMBER A-08-80

3
4 AN ORDINANCE transferring and appro-
5 priating \$350,000.00 from Account No.
6 302-345-010, "Cumulative Capital Improve-
7 ment Fund", to Account No. 4-02-345-345-
8 4265, "Construction" in the 1980 budget of
9 the Department of Parks and Recreation of
10 the Park General Fund to provide for rebuild-
11 ing the Diehm Museum of Natural History in
12 Franke Park.

13 WHEREAS, the Diehm Museum of Natural History in Franke
14 Park was destroyed by fire; and

15 WHEREAS, an insurance settlement was received and the
16 amount thereof credited to Park Cumulative Capital Improve-
17 ment Fund pending a need for it; and

18 WHEREAS, it is now opportune to proceed with the re-
19 construction of the Diehm Museum building, using such insur-
20 ance proceeds and the interest earned thereon in the interim;
21 and

22 WHEREAS, the insurance settlement receipted into the
23 Park General Fund was inadvertently credited to the Public
24 Lighting Fund and the Sewer Relief Fund by the State Tax Com-
25 mission in establishing and certifying tax rates and levies
26 for the City of Fort Wayne for 1980, which rates and levies
27 cannot be altered; and

28 WHEREAS, by reason of the foregoing, an emergency exists
29 for the transfer of the sum of \$350,000.00 from the Parks
30 Cumulative Capital Improvement Fund and the appropriation
31 thereof to Account No. 4-02-345-345-4265, "Construction", in
32 the 1980 budget of the Cumulative Capital Improvement Fund,
which transfer is recommended by the City Controller;

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL
OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the sum of \$350,000.00 is hereby transferred from the Park Cumulative Capital Improvement Fund (No. 302-345-010) and appropriated to Account No. 4-02-345-345-4265, "Construction", of Park General Fund in the 1980 budget.


SECTION 2. That the unexpended and unappropriated balance of the Park Cumulative Capital Improvement Fund is hereby reduced in the amount of \$350,000.00.

SECTION 3. That the Ordinance shall be effective upon passage and approval by the Mayor.



Councilman

APPROVED AS TO FORM AND
LEGALITY APRIL , 1980.



JOHN E. HOFFMAN
City Attorney

Public Hearing set for _____, 1980, at _____, o'clock
____.M. in the Council Chambers.

Charles W. Westerman

Read the first time in full and on motion by Dean, seconded by E. Schuch, and duly adopted, read the second time by title and referred to the Committee Business (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the 13th day of May, 19 80, at 7:30 o'clock P.M., E.S.T.

DATE: 4/22/80

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by Dean, seconded by E. Schuch, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	<u> </u>	<u> </u>	<u>1</u>	<u> </u>
<u>BURNS</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>EISBART</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>GIAQUINTA</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>NUCKOLS</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHMIDT, D.</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHMIDT, V.</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHOMBURG</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>STIER</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>TALARICO</u>	<u> </u>	<u> </u>	<u> </u>	<u>X</u>	<u> </u>

DATE: 5-13-80

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. A-08-80 on the 13th day of May, 19 80.

ATTEST:
Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

(SEAL)
Curran J. Schmidt
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of May, 19 80, at the hour of 11:30 o'clock A. M., E.S.T.

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 16th day of May 19 80, at the hour of 4 o'clock P. M., E.S.T.

Winfield C. Moses, Jr.
WINFIELD C. MOSES, JR.
MAYOR

BILL NO. A-80-04-15

REPORT OF THE COMMITTEE ON FINANCE

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS REFERRED AN
ORDINANCE transferring and appropriating \$350,000.00 from Account
No. 302-345-010, "Cumulative Capital Improvement Fund", to
Account No. 4-02-345-345-4265, "Construction" in the 1980
budget of the Department of Parks and Recreation of the Park General
Fund to provide for rebuilding the Diehm Museum of Natural History
in Franke Park

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

JAMES S. STIER, CHAIRMAN

MARK GLAQUINTA, VICE CHAIRMAN

BEN EISBART

PAUL M. BURNS

DONALD J. SCHMIDT

gmkh
Mark GlaQuinta
Ben Eisbart
Paul M. Burns
DJ Schmidt

5-13-80

CONCURRED IN
DATE CHARLES W. WESTERMAN, CITY CLERK

EMERGENCY APPROPRIATION ORDINANCE

WHEREAS, certain extraordinary emergencies have developed since the adoption of the existing annual budget, so that it is now necessary to appropriate more money than was appropriated in the annual budget; now therefore, to meet such extraordinary emergencies:

Sec. 1. Be it ordained by the Common Council of the City of Fort Wayne, Allen County, Indiana, that for the expenses of said municipal corporation the following additional sums of money are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same:

	<u>6-08-80</u>	AMOUNT REQUESTED	AMOUNT APPROPRIATED
BILL NO.	<u>A-80-04-15</u>	<u>\$ 350,000.00</u>	<u>\$ 350,000.00</u>

The sum of \$350,000.00 is hereby transferred from the Park Cumulative Capital Improvement Fund (No. 302-345-010) and appropriated to Account No. 4-02-345-345-4265, "Construction", of Park General Fund in the 1980 budget.

	<u>6-08-80</u>	AMOUNT REQUESTED	AMOUNT APPROPRIATED
BILL NO.	<u>A-80-04-15</u>	<u>\$ 350,000.00</u>	<u>\$ 350,000.00</u>

That the unexpended and unappropriated balance of the Park Cumulative Improvement Fund is hereby reduced in the amount of \$350,000.00. The Diehm Museum of Natural History in Franke Park was destroyed by fire and an insurance settlement was received and the amount thereof credited to Park Cumulative Capital Improvement Fund pending a need for it. It is now opportune to proceed with the reconstruction of the Diehm Museum Building, and using such insurance proceeds and the interest earned.

ADOPTED THIS 13th DAY OF May, 1980

AYES

NAYS

Paul M. Burns PAUL M. BURNS

B. Eisbart BEN EISBART

Mark E. Giaquinta MARK E. GIAQUINTA

John Nuckols JOHN NUCKOLS

Donald J. Schmidt DONALD J. SCHMIDT

Vivian G. Schmidt VIVIAN G. SCHMIDT

Roy J. Schomburg ROY J. SCHOMBURG

James S. Stier JAMES S. STIER

Samuel J. Talarico SAMUEL J. TALARICO

ATTEST:

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Issued 9-21-64-----State Board of Tax Commissioners

AUDITOR'S OFFICE
FILED
MAY 19 1980

Victoria J. Hoeglein
AUDITOR OF ALLEN COUNTY

DIGEST SHEET

A-80-04-15

TITLE OF ORDINANCE: Emergency Appropriation Ordinance

DEPARTMENT REQUESTING ORDINANCE: Controller

SYNOPSIS OF ORDINANCE: An ordinance transferring and appropriating
\$350,000.00 from Account No. 302-345-010, "Cumulative Capital Improve-
ment Fund", to Account No. 4-02-345-345-4265, "Construction" in the
1980 budget of the Department of Parks and Recreation of the Park
General Fund to provide for rebuilding the Diehm Museum of Natural
History in Franke Park.

EFFECT OF PASSAGE: Allows Park Department to rebuild Diehm Museum.

EFFECT OF NON-PASSAGE: Park Department cannot rebuild Diehm Museum.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS): \$350,000.00

ASSIGNED TO COMMITTEE: Finance



OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

Charles W. Westerman, clerk - room 122

April 24, 1980

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of
April 28 and May 5, 1980, in both the News Sentinel and
Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Appropriation Ordinances

Bill No. A-80-04-13

Bill No. A-80-04-14

Bill No. A-80-04-15

Please send us 18 copies of the Publisher's Affidavit from
both newspapers.

Thank you.

Sincerely,

Charles W. Westerman
Charles W. Westerman
City Clerk

CWW/ne
ENCL: 1

NOTICE TO TAXPAYERS OF
ADDITIONAL APPROPRIATIONS

Notice is hereby given to the taxpayers of the City of Fort Wayne, Allen County, Indiana, that the Common Council of said Municipality will, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the 13th day of May, 19 80 at 7:30 P.M. o'clock, Eastern Standard Time, consider the following additional appropriations which said Council considers necessary to meet an extraordinary emergency existing at this time.

BILL NO. A-80-04-13

The sum of \$18,696.37 is hereby transferred from the Fire Fighting Fund and appropriated to Account No. 4-02-154-154 of the Fire Department General Fund of the 1980 budget.

That the unappropriated and unexpended balance of the Fire Fighting Fund is hereby reduced in the amount of \$18,696.37.

An emergency has arisen requiring the appropriation of additional funds in the Fire Department General Fund in order to provide for purchase of cars for the use of said department and there are surplus funds available in the Fire Fighting Fund which can be transferred to the aforesaid account.

BILL NO. A-80-04-14

The sum of \$35,000.00 is hereby transferred from the unappropriated and unexpended balance of the General Fund and appropriated to Account No. 4-02-010-009-4530 in the 1980 budget of the Law Department.

The unappropriated and unobligated balance of the 1980 General Fund is hereby reduced by the amount of \$35,000.00.

An emergency has arisen for the appropriation of additional funds to the Law Department with which to pay a judgment against the City and there exists an unappropriated and unobligated balance in the 1980 General Fund sufficient to cover such judgment.

BILL NO. A-80-04-15

The sum of \$350,000.00 is hereby transferred from the Park Cumulative Capital Improvement Fund (No. 302-345-010) and appropriated to Account No. 4-02-345-345-4265; "Construction", of Park General fund in the 1980 budget.

That the unexpended and unappropriated balance of the Park Cumulative Improvement Fund is hereby reduced in the amount of \$350,000.00.

The Diehm Museum of Natural History in Franke Park was destroyed by fire and an insurance settlement was received and the amount thereof credited to Park Cumulative Capital Improvement Fund pending a need for it. It is now opportune to proceed with the reconstruction of the Diehm Museum building, and using such insurance proceeds and the interest earned.

Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriation, as finally made, will be automatically referred to the State Board of Tax Commissioners, which Commission will hold a further hearing within fifteen days at the County Auditor's Office of Allen County, Indiana, or at such other place as may be designated. At such hearing, taxpayers

Fort Wayne Common Council

(Governmental Unit)

To NEWS-SENTINEL Dr.**Allen**

County, Ind.

FORT WAYNE, INDIANA**PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

2**91****2****95****COMPUTATION OF CHARGES**

95 lines, **1** columns wide equals **95** equivalent lines at **.253¢** **\$ 24.04**
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

16 extra**8.00****\$ 32.04**

OUNT OF CLAIM.

NOTICE TO TAXPAYERS OF ADDITIONAL APPROPRIATIONS
Notice is hereby given to the taxpayers of the City of Fort Wayne, Allen County, Indiana, that the Common Council of said Municipality will, at the Council Chambers, City County Building, Fort Wayne, Indiana, on Tuesday, the 13th day of May, 1980 at 7:30 P.M. o'clock, Eastern Standard Time, consider the following additional appropriations which said Council considers necessary to meet an extraordinary emergency existing at this time.

BILL NO. A-80-04-13
The sum of \$18,496.37 is hereby transferred from the Fire Fighting Fund and appropriated to Account No. 4-92-134-134 of the Fire Department General Fund of the 1980 budget.

That the unappropriated and unexpended balance of the Fire Fighting Fund is hereby reduced in the amount of \$18,496.37.

An emergency has arisen requiring the appropriation of additional funds in the Fire Department General Fund in order to provide for purchase of cars for the use of said department and there are surplus funds available in the Fire Fighting Fund which can be transferred to the aforesaid account.

BILL NO. A-80-04-14
The sum of \$35,000.00 is hereby transferred from the unappropriated and unexpended balance of the General Fund and appropriated to Account No. 4-92-910-200-4530 in the 1980 budget of the Law Department.

The unappropriated and unobligated balance of the 1980 General Fund is hereby reduced by the amount of \$35,000.00.

An emergency has arisen for the appropriation of additional funds to the Law Department with which to pay a judgment against the City and there exists an unappropriated and unobligated balance in the 1980 General Fund sufficient to cover such judgment.

BILL NO. A-80-04-15
The sum of \$50,000.00 is hereby transferred from the Park Cumulative Capital Improvement Fund (No. 3-92-5-17) and appropriated to Account No. 4-92-345-345-4265, "Construction", of Park General Fund in the 1980 budget.

That the unexpended and unappropriated balance of the Park Cumulative Capital Improvement Fund is hereby reduced in the amount of \$50,000.00. The Dierh Museum of Natural History in Frank Park was destroyed by fire and an insurance settlement was received and the amount thereof credited to Park Cumulative Capital Improvement Fund pending a need for it. It is now opportune to proceed with the reconstruction of the Dierh Museum building, and using such insurance proceeds and the interest earned.

Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriation, as finally made, will be automatically referred to the Board of Tax Commissioners, which Commission will hold a further hearing within fifteen days at the County Auditor's Office of Allen County, Indiana, or at such other place as may be designated. At such hearing, taxpayers objection to any of such additional appropriations may be heard and interested taxpayers may inquire of the County Auditor when and where such hearing will be held.

CHARLES W. WESTERMAN
CITY CLERK

mm 9.6 picas

Size of type.....6.....point

2

Size of quad upon which type is cast.....6.....

ties of Ch. 89., Acts 1967.

count is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Title.....**CLERK****PUBLISHER'S AFFIDAVIT**State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned.....**D. ROOSE**.....who, being duly sworn, says that she is.....**CLERK**.....of the

NEWS-SENTINEL**DAILY**

a.....newspaper of general circulation printed and published

in the English language in the city of.....**FORT WAYNE, INDIANA**.....

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for.....**two times**.....the dates of publication being as follows:

4/28/80 - 5/5/80

Subscribed and sworn to before me this

5 th

day of

May19 **80**My commission expires **September 28, 1983**

Notary Public

Fort Wayne Common Council

(Governmental Unit)

To **NEWS-SENTINEL** Dr.**Allen**

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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16 extra**8.00**

TOTAL AMOUNT OF CLAIM.

\$ 32.04

DATA FOR COMPUTING COST

Width of single column 9.6 picas

Size of type **6** pointNumber of insertions **2**Size of quad upon which type is cast **6**

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date **May 5** **80**Title **CLERK**

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS.Personally appeared before me, a notary public in and for said county and state, the undersigned **D. Roose** who, being duly sworn, says that she is **CLERK** of the**NEWS-SENTINEL****DAILY**a **DAILY** newspaper of general circulation printed and published in the English language in the city of **FORT WAYNE, INDIANA** townin state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for **two times**, the dates of publication being as follows:**4/28/80 - 5/5/80**Subscribed and sworn to before me this **5 th** day of **May** 19 **80**My commission expires **September 28, 1983**

Notary Public



Fort Wayne Common Council

To NEWS-SENTINEL Dr.

(Governmental Unit)

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines	<u>2</u>
Head	number of lines	<u>91</u>
Body	number of lines	<u>2</u>
Tail	number of lines	<u>95</u>
Total number of lines in notice		

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TOTAL AMOUNT OF CLAIM.

\$ 32.04

DATA FOR COMPUTING COST

Width of single column 9.6 picas Size of type 6 point
Number of insertions 2 Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

D. RooseDate May 5 19 80Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned, D. Roose, who, being duly sworn, says

CLERK of the

news newspaper of general circulation printed and published
FORT WAYNE, INDIANA

and that the printed matter attached hereto is a true copy,
two times the dates of publication being

5/5/80

D. Roose
5 th day of May 19 80
Notary Public
ember 28, 1983

ATTACH
ADVERT

ern Standard Time, consider the following additional appropriations which said Council considers necessary to meet an extraordinary emergency existing at this time.

BILL NO. A-80-04-13
The sum of \$18,696.37 is hereby transferred from the Fire Fighting Fund and appropriated to Account No. 4-02-134-154 of the Fire Department General Fund of the 1980 budget.

That the unappropriated and unexpended balance of the Fire Fighting Fund is hereby reduced in the amount of \$18,696.37.

An emergency has arisen requiring the appropriation of additional funds in the Fire Department General Fund in order to provide for purchase of cars for the use of said department and there are surplus funds available in the Fire Fighting Fund which can be transferred to the aforesaid account.

BILL NO. A-80-04-14
The sum of \$55,000.00 is hereby transferred from the unappropriated and unexpended balance of the General Fund and appropriated to Account No. 4-02-010-009-4320 in the 1980 budget of the Law Department.

The unappropriated and unobligated balance of the 1980 General Fund is hereby reduced by the amount of \$55,000.00.

An emergency has arisen for the appropriation of additional funds to the Law Department with which to pay a judgment against the City and there exists an unappropriated and unobligated balance in the 1980 General Fund sufficient to cover such

judgment.

BILL NO. A-80-04-15
The sum of \$350,000.00 is hereby transferred from the Park Cumulative Capital Improvement Fund (No. 302345-010) and appropriated to Account No. 4-02-345-345455, "Construction", of Park General Fund in the 1980 budget.

That the unexpended and unappropriated balance of the Park Cumulative Improvement Fund is hereby reduced in the amount of \$350,000.00.

The Diem Museum of Natural History in Franke Park was destroyed by fire and an insurance settlement was received and the amount thereof credited to Park Cumulative Capital Improvement Fund pending a need for it. It is now opportune to proceed with the reconstruction of the Diem Museum building, and using such insurance proceeds and the interest earned.

Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriation, as finally made, will be automatically referred to the State Board of Tax Commissioners, which Commission will hold a further hearing within fifteen days of the County Auditor's Office of Allen County, Indiana, or at such other place as may be designated. At such hearing, taxpayers objection to any of such additional appropriations may be heard and interested taxpayers may inquire of the County Auditor when and where such hearing will be held.

CHARLES W. WESTERMAN
CITY CLERK

NOTICE TO TAXPAYERS OF
ADDITIONAL APPROPRIATIONS
Notice is hereby given to the taxpayers of the City of Fort Wayne, Allen County, Indiana, that the Common Council of said Municipality will, at the Council Chambers, City County Building, Fort Wayne, Indiana, on Tuesday, the 13th day of May, 1980 at 7:30 P.M. o'clock, East-

Fort Wayne Common Council

(Governmental Unit)

To: NEWS-SENTINEL Dr.

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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COMPUTATION OF CHARGES

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TOTAL AMOUNT OF CLAIM.

\$ 32.04

DATA FOR COMPUTING COST

Width of single column 9.6 picas

Size of type 6 point

Number of insertions 2

Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

D. Roose

Date May 5 19 80

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS.

Personally appeared before me, a notary public in and for said county and state, the undersigned, D. Roose who, being duly sworn, says that she is, CLERK of the

NEWS-SENTINEL

a. DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town of

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

4/28/80 - 5/5/80

D. Roose

Subscribed and sworn to before me this 5 th day of May 19 80

Harry J. O'Neil

Notary Public

My commission expires September 28, 1983

Jury Hits

By KAREN WALKER
A Noble County Circuit Court jury assessed a \$35,000 judgment against Wayne lawyer and an Indianapolis after the jury decided against them malpractice case.

The civil action was against Miller of Fort Wayne and Thomas Sowers and Benson of Fort Wayne. It was brought in 1978, in Allen County by Arthur E. Jr. and granted a change of venue County, Miller's attorney Arthur G. Jr. said.

Surguine said he doesn't know if will appeal the verdict.

Skillman, represented by the Sowers and Benson of Fort Wayne, Miller and Endsley "failed to cite the degree of skill, diligence and knowledge commonly possessed by reasonably careful and prudent attorneys."

Skillman said he hired Miller

NOTICE TO T
ADDITIONAL A
Notice is hereby
payers of the CI
Allen County, Ind
mon Council of
will, all the Coun
County Building,
lane, on Tuesday
May, 1980 at 7:30

Fort Wayne Common Council

(Governmental Unit)

Allen

County, Ind.

To **JOURNAL GAZETTE****FORT WAYNE, INDIANA****PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

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Charge for extra proofs of publication (50 cents for each proof in excess of two) **16 extra****8.00****TOTAL AMOUNT OF CLAIM.****\$ 32.04****DATA FOR COMPUTING COST**

Width of single column 9.6 picas

Size of type **6** pointNumber of insertions **2**Size of quad upon which type is cast **6**

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date **May 5**Title **CLERK**

and unexpended balance of the General Fund and appropriated to Account No. 4-02-010-000-000 in the 1980 budget of the Law Department.

The unappropriated and unobligated balance of the 1980 General Fund is hereby reduced by the amount of \$35,000.00.

An emergency has arisen for the Law Department with which to pay a judgment against the City and there exists an unappropriated and unobligated balance in the 1980 General Fund sufficient to cover such judgment.

BILL NO. A-80-04-15
The sum of \$350,000.00 is hereby transferred from the Park Cumulative Capital Improvement Fund (No. 302-345-010) and appropriated to Account No. 4-02-345-345-005, "Construction", of Park General Fund in the 1980 budget.

That the unexpended and unappropriated balance of the Park Cumulative Improvement Fund is hereby reduced in the amount of \$350,000.00.

The Diehm Museum of Natural History in Frankfort Park was destroyed by fire and an insurance settlement was received and the amount thereof credited to Park Cumulative Capital Improvement Fund pending a need for it. It is now opportune to proceed with the reconstruction of the Diehm Museum building, and using such insurance proceeds and the interest earned.

Taxpayers appearing at such meetings shall have the right to be heard thereon. The additional appropriation, as finally made, will be automatically referred to the State Board of Tax Commissioners, which Commission will hold a further hearing within fifteen days at the County Auditor's Office of Allen County, Indiana, or at such other place as may be designated. At such hearing, taxpayers objection to any of such additional appropriations may be heard and interested taxpayers may inquire of the County Auditor when and where such hearing will be held.

CHARLES W. WESTERMAN
CITY CLERK

4-28-5-5

4-28-5-5

4-28-5-5

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4-28-5-5

4-28-5-5

PUBLISHER'S AFFIDAVIT

Indiana
County SS:

appeared before me, a notary public in and for said county and state, day

ed **ARVILLA DEWALD** who, being duly sworn, says**CLERK****JOURNAL GAZETTE****DAILY** newspaper of general circulation printed and publishedin the English language in the city of **FORT WAYNE, INDIANA**and country aforesaid, and that the printed matter attached hereto is a true copy, and was duly published in said paper for **two times**, the dates of publication being**4/28/80 - 5/5/80**

and sworn to before me this

5 th**May****80**

September 28, 1983 Notary Public
mission expires

NOTICE TO TAXPAYERS OF**ADDITIONAL APPROPRIATIONS**

Notice is hereby given to the taxpayers of the City of Fort Wayne, Allen County, Indiana, that the Common Council of said Municipality will, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the 12th day of May, 1980 at 7:30 P.M. o'clock, Eastern Standard Time, consider the following additional appropriations which said Council considers necessary to meet an extraordinary emergency existing at this time.

BILL NO. A-80-04-15
The sum of \$18,496.37 is hereby transferred from the Fire Fighting Fund and appropriated to Account No. 4-02-154-154 of the Fire Department General Fund of the 1980 budget.

That the unappropriated and unexpended balance of the Fire Fighting Fund is hereby reduced in the amount of \$18,496.37.

An emergency has arisen requiring the appropriation of additional funds in the Fire Department General Fund in order to provide for purchase of cars for the use of said department and there are surplus funds available in the Fire Fighting Fund which can be transferred to the aforesaid account.

BILL NO. A-80-04-14
The sum of \$35,000.00 is hereby transferred from the unappropriated

4-28-5-5

4-28-5-5

4-28-5-5

Fort Wayne Common Council

(Governmental Unit)

Allen

County, Ind.

To **JOURNAL-GAZETTE** D.**FORT WAYNE, INDIANA****PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

2

Body number of lines

91

Tail number of lines

2

Total number of lines in notice

95**COMPUTATION OF CHARGES**

95 lines, **1** columns wide equals **95** equivalent lines at **.2534** cents per line **\$ 24.04**

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) **16 extra****8.00****TOTAL AMOUNT OF CLAIM.****\$ 32.04****DATA FOR COMPUTING COST**

Width of single column 9.6 picas

Size of type **6** pointNumber of insertions **2**Size of quad upon which type is cast **6**

Pursuant to the provision and penalties of Ch. 89-, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that the same has been paid.

Date **May 5 19 80**Title **CLERK****PUBLISHER'S AFFIDAVIT**State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned **ARVILLA DEWALD**, who, being duly sworn, depose that she is **CLERK**

JOURNAL-GAZETTE

a **DAILY** newspaper of general circulation printed and published in the English language in the city of **FORT WAYNE, INDIANA** town

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for **two times**, the dates of publication being as follows: **4/28/80 - 5/5/80**

Subscribed and sworn to before me this

5 th day of May 19 80My commission expires **September 28, 1983** Notary Public**NOTICE TO TAXPAYERS****ADDITIONAL APPROPRIATION**

Notice is hereby given to the taxpayers of the City of Fort Wayne, Allen County, Indiana, that the Common Council of said Municipality, at the Council Chambers, County Building, Fort Wayne, Indiana, on Tuesday, the 13th of May, 1980 at 7:30 P.M. o'clock, in Standard Time, considering and approving additional appropriation which said Council considers necessary to meet an extraordinary emergency existing at this time.

BILL NO. A-80-04-13

The sum of \$18,698.37 is transferred from the Fire FINESSE LOANS - 1st & Fund and appropriated to mortgages, \$5,000.00.

No. 422-154-154 of the Fire \$100,000.00, Great Lakes Fire

ment General Fund of the Fire Services, P.O. Box 36, get.

That the unappropriated FINESSE LOANS - Res-

pended balance of the Fire Fin, 1st & 2nd mortgages, Fund is hereby reduced to, personal loans. Call amount of \$18,698.37.

An emergency has arisen, Shopping Centers, D-

ing the appropriation of added financing broker, N-

funds in the Fire Department merged until we deliver, i-

at Fund in order to provide tentative rates. Call the

chase of cars for the use on Friday thru Friday, 10

department and there are 3 p.m. or P.M. Wayne N

funds available in the Fire Finers, Inc. Box 7267.

Fund which can be transferred OWNER LOANS -

the aforesaid account, or term, good rates, P-

BILL NO. A-80-04-14 742-0186 J.C.S. Corp.

The sum of \$35,000.00 is x 175. Lafayette, Ind. 479

transferred from the unappropriated

Fort Wayne Common Council

(Governmental Unit)

To **JOURNAL-GAZETTE** Dr.**Allen**

County, Ind.

FORT WAYNE, INDIANA**PUBLISHER'S CLAIM****LINE COUNT**

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Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) **16 extra** **8.00**

\$ 32.04**STATEMENT OF CLAIM.****NOTICE TO TAXPAYERS OF
ADDITIONAL APPROPRIATIONS**

Notice is hereby given to the taxpayers of the City of Fort Wayne, Allen County, Indiana, that the Common Council of said Municipality will, at the Council Chambers, City of Fort Wayne, Indiana, on Tuesday, the 13th day of May, 1980 at 7:30 P.M. o'clock, Eastern Standard Time, consider the following additional appropriations which said Council considers necessary to meet an extraordinary emergency existing at this time.

BILL NO. A-80-04-13
The sum of \$18,686.37 is hereby transferred from the Fire Fighting Fund and appropriated to Account No. 4-02-154-154 of the Fire Department General Fund of the 1980 budget.

That the unappropriated and unexpended balance of the Fire Fighting Fund is hereby reduced in the amount of \$18,686.37.

An emergency has arisen requiring the appropriation of additional funds in the Fire Department General Fund in order to provide for purchase of cars for the use of said department and there are surplus funds available in the Fire Fighting Fund which can be transferred to the aforesaid account.

BILL NO. A-80-04-14
The sum of \$35,000.00 is hereby transferred from the unappropriated and unexpended balance of the General Fund and appropriated to Account No. 4-02-010-009-4330 in the 1980 budget of the Law Department.

The unappropriated and unobligated balance of the 1980 General Fund is hereby reduced by the amount of \$35,000.00.

An emergency has arisen for the appropriation of additional funds to the Law Department with which to pay a judgment against the City and there exists an unappropriated and unobligated balance in the 1980 General Fund sufficient to cover such judgment.

BILL NO. A-80-04-15
The sum of \$350,000.00 is hereby transferred from the Park Cumulative Capital Improvement Fund (No. 302345-018) and appropriated to Account No. 4-02-345-345050, "Construction", of Park General Fund in the 1980 budget.

That the unexpended and unappropriated balance of the Park Cumulative Capital Improvement Fund is hereby reduced in the amount of \$350,000.00. The Diem Museum of Natural History in Frankfort Park was destroyed by fire and an insurance settlement was received and the amount thereof credited to Park Cumulative Capital Improvement Fund pending a need for it. It is now reported to proceed with the reconstruction of the Diem Museum building, and using such insurance proceeds and the interest earned.

Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriation, as finally made, will be automatically referred to the State Board of Tax Commissioners. The Commission will hold a further hearing within fifteen days at the County Auditor's Office of Allen County, Indiana, or at such other place as may be designated. At such hearing, taxpayers objection to any of such additional appropriations may be heard and interested taxpayers may inquire of the County Auditor when and where such hearing will be held.

CHARLES W. WESTERMAN
CITY CLERK

Line 9.6 picas

Size of type.....6.....point

2

Size of quad upon which type is cast 6.....

Articles of Ch. 89., Acts 1967.

The account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that the amount of the claim is

*Arvilla De Wald*Title **CLERK****PUBLISHER'S AFFIDAVIT**

State of Indiana

ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned, **ARVILLA DE WALD**, who, being duly sworn, says that she is, **CLERK**

JOURNAL-GAZETTE

a **DAILY** newspaper of general circulation printed and published in the English language in the city of **FORT WAYNE, INDIANA**

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for **two times**, the dates of publication being as follows:

4/28/80 - 5/5/80

Subscribed and sworn to before me this **5 th** day of **May** **80**

My commission expires **September 28, 1983**

Notary Public

Port Wayne Common Council

(Governmental Unit)

To **JOURNAL-GAZETTE** Dr.**Allen**

County, Ind.

FORT WAYNE, INDIANA**PUBLISHER'S CLAIM****LINE COUNT**

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TOTAL AMOUNT OF CLAIM.

\$ 32.04**DATA FOR COMPUTING COST**

Width of single column 9.6 picas

Size of type **6** pointNumber of insertions **2**Size of quad upon which type is cast **6**

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that the same has been paid.

*Arvilla DeWald*Date **May 5 80**Title **CLERK****PUBLISHER'S AFFIDAVIT**State of Indiana
ALLEN County SS:Personally appeared before me, a notary public in and for said county and state, the undersigned **ARVILLA DEWALD** who, being duly sworn, says that she is **CLERK****JOURNAL-GAZETTE**

DAILY newspaper of general circulation printed and published in the English language in the city of **FORT WAYNE, INDIANA**

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My commission expires

Notary Public

camp

4-28 5-5

national appropriations may be heard and interested taxpayers may inquire of the County Auditor when and where such hearing will be held. CHARLES W. WESTERMAN CITY CLERK